

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

THOMAS R. JONES,

Petitioner,

vs.

DIANE SABATKA-RINE,

Respondent.

**8:21CV249**

**MEMORANDUM AND ORDER**

This matter is before the Court on a motion filed by Petitioner titled “Petitioner’s Motion for an Extension of Time to File an Amended Petition.” [Filing No. 49](#). Although in the motion title and conclusion Petitioner requests a 30-day extension of time to file an amended petition, the body of the motion requests an additional thirty days to file a responsive brief to Respondent’s Answer.<sup>1</sup> As cause, Petitioner submits that due to his incarceration and his counsel’s recent surgery, Petitioner requires additional time to complete his brief. [Id. at 1–2](#).

Upon consideration,

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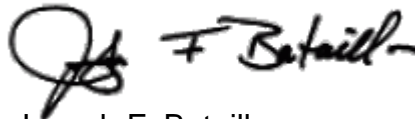
<sup>1</sup> In the body of the motion, Petitioner “moves the [C]ourt for a 30-day extension of his deadline for filing a responsive Brief to Respondent’s Answer” and references the progression order allowing until February 6, 2023, to file a responsive brief. [Filing No. 49 at 1](#).

**IT IS ORDERED** that:

1. Petitioner's Motion, [Filing No. 49](#), is **GRANTED**. Petitioner shall have until **March 8, 2023**, to file a response to Respondent's Answer.
2. The clerk's office is directed to set the following pro se case management deadline: **March 8, 2023**: check for Petitioner's brief in response to Answer.

Dated this 13th day of February, 2023.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon", with a stylized flourish at the end.

Joseph F. Bataillon  
Senior United States District Judge